



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/662,556	09/15/2003	Thomas J. Rehm	110003.00032.03ab134	2275
42980	7590	09/12/2005		
ROCKWELL AUTOMATION, INC./(QB) ATTENTION: SUSAN M. DONAHUE 1201 SOUTH SECOND STREET MILWAUKEE, WI 53204			EXAMINER MCCLOUD, RENATA D	
			ART UNIT	PAPER NUMBER
			2837	

DATE MAILED: 09/12/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/662,556	Applicant(s) REHM ET AL	
	Examiner Renata McCloud	Art Unit 2837	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 15 September 2003.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-22 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-3,5,10,11,15,16,18 and 20 is/are rejected.
- 7) ☒ Claim(s) 4,6-9,12-14,17,18,21 and 22 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>09/15/2003</u> | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-3, 5,10,11,15,16,18,20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Mazzara et al (US 5416397).

Claim 1: An apparatus comprising an assembly including a motor (12) connected to a load (col. 1:58-65), characterized by at least some lost motion between the motor and the load (col. 1:13-22; also it is well known in the art that inertia is changed based on acceleration); an acceleration error determiner (38) generating an acceleration error that is the difference between a derivative of the command velocity and a motor acceleration value (col.3: 36-45; 6:3-21); a filter (Fig. 1:36/ Fig. 12:76;) filtering the acceleration error and having a gain , the filter providing a filtered signal to the controller, the controller using the filtered signal to adjust the voltage (col. 6:3-21, 29-7:9, using the time delay "S", and PI control, noise is reduced due to the gains being set to allow low frequencies to pass). Mazzara et al do not explicitly recite a low pass filter. It would have been obvious to one having ordinary skill in the art at the time the

invention was made to use a low pass filter as it is well known in the art that a low pass filter reduces noise and allows low frequencies to pass.

Claims 10,15,18: An apparatus comprising an assembly including a motor (12) connected to a load (col. 1:58-65), characterized by at least some lost motion between the motor and the load (col. 1:13-22; also it is well known in the art that inertia is changed based on acceleration); an acceleration error determiner (38) generating an acceleration error that is the difference between a derivative of the command velocity and a motor acceleration value (col.3: 36-45; 6:3-21); a filter (Fig. 1:36/ Fig. 12:76;) filtering the acceleration error and having a gain , the filter providing a filtered signal to the controller, the controller using the filtered signal to adjust the voltage (col. 6:3-21, 29-7:9, using the time delay "S", and PI control, noise is reduced due to the gains being set to allow low frequencies to pass). Mazzara et al do not explicitly recite a low pass filter or teach the gain being between 40% and 60%. It would have been obvious to one having ordinary skill in the art at the time the invention was made to use a low pass filter as it is well known in the art that a low pass filter reduces noise and allows low frequencies to pass. It would have been obvious to one having ordinary skill in the art at the time the invention was made to make the gain between 40% and 60%, since it has been held that where the general conditions of a claim are disclosed in the prior art, discovering the optimum or workable ranges involves only routine skill in the art. In re Aller, 105 USPQ 233.

Claims 2,3,5,11,16, 20: Mazzara et al teach the claimed limitations except for the gain being between 40% and 60%. It would have been obvious to one having

Art Unit: 2837

ordinary skill in the art at the time the invention was made to make the gain between 40% and 60%, since it has been held that where the general conditions of a claim are disclosed in the prior art, discovering the optimum or workable ranges involves only routine skill in the art. In re Aller, 105 USPQ 233.)

Allowable Subject Matter

3. Claims 4,6-9,12-14,17,18,21,22 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Renata McCloud whose telephone number is (571) 272-2069. The examiner can normally be reached on Mon.- Fri. from 8 am - 5pm.

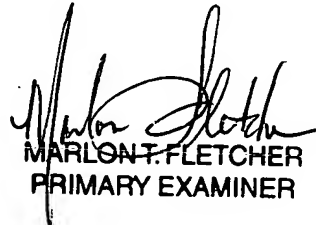
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Martin can be reached on (571) 272-2800 ext. 4. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2837

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Renata McCloud
Examiner
Art Unit 2837

RDM



MARLON T. FLETCHER
PRIMARY EXAMINER